

**US District Court Electronic Case Filing System  
District of Utah (Southern Region)  
CIVIL DOCKET FOR CASE #: 4:20-cv-00123-DN-PK**

B. et al v. Providence Health Plan  
Assigned to: Judge David Nuffer  
Referred to: Magistrate Judge Paul Kohler  
Cause: 28:1001 E.R.I.S.A.

Date Filed: 10/30/2020  
Jury Demand: None  
Nature of Suit: 791 Labor: E.R.I.S.A.  
Jurisdiction: Federal Question

**Plaintiff**

**K. B.**

represented by **Brian S. King**  
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**Plaintiff**

**R. C.**

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**Brent J. Newton**  
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**Samuel Martin Hall**  
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Defendant

Providence Health Plan

represented by **Bentley J. Tolk**  
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Date Filed	#	Docket Text
10/30/2020	I 1	Case has been indexed and assigned to Judge David Nuffer. Plaintiffs K. B. and R. C. are directed to E-File the <u>Complaint</u> <u>and cover sheet</u> (found under Complaints and Other Initiating Documents) and pay the filing fee of \$ 400.00 by the end of the business day. <b>NOTE: The court will not have jurisdiction until the opening document is electronically filed and the filing fee paid in the CM/ECF system.</b> Civil Summons may be issued electronically. Prepare the summons using the courts <u>PDF version</u> and email it to <a href="mailto:utdefc_clerk@utd.uscourts.gov">utdefc_clerk@utd.uscourts.gov</a> for issuance. (dw) (Entered: 10/30/2020)
10/30/2020	I 2	COMPLAINT against Providence Health Plan (Filing fee \$ 400, receipt number AUTDC-3779519) filed by K. B., R. C.. (Attachments: # 1 Civil Cover Sheet Civil Cover Sheet) Assigned to Judge David Nuffer (King, Brian) (Entered: 10/30/2020)
11/02/2020	I 3	NOTICE FROM THE COURT This case is assigned to the Southern Region of the Central Division of the District of Utah. More information is on the court's <u>Southern Region web page</u> . (pjd) (Entered: 11/02/2020)
11/02/2020	I 4	<b>ORDER to Prepare Schedule and Prepare for Case Management Conference. Signed by Magistrate Judge Paul Kohler on 11/2/20. (dla)</b> (Entered: 11/02/2020)
11/03/2020	I 5	<b>ORDER REFERRING CASE to Magistrate Judge Paul Kohler under 28:636 (b)(1)(A), Magistrate to hear and determine all nondispositive pretrial matters. No attached document.</b>  <b>Signed by Judge David Nuffer on 11/3/220. (pjd)</b>  (Entered: 11/03/2020)
12/24/2020	I 6	NOTICE of Appearance by Bentley J. Tolk on behalf of Providence Health Plan (Tolk, Bentley) (Entered: 12/24/2020)
01/08/2021	I 7	Stipulated MOTION for Extension of Time to File Answer re 2 Complaint filed by Defendant Providence Health Plan. (Attachments: # 1 Exhibit A) Motions referred to Paul Kohler.(Tolk, Bentley) (Entered: 01/08/2021)
01/08/2021	I 8	<b>ORDER granting 7 Motion for Extension of Time to Answer re 2 Complaint. Answer deadline updated for Providence Health Plan: answer due 2/11/2021. Signed by Magistrate Judge Paul Kohler on 1/8/21 (alt)</b> (Entered: 01/08/2021)
02/11/2021	I 9	MOTION to Dismiss for Lack of Jurisdiction and Memorandum in Support , MOTION to Change Venue and Memorandum in Support filed by Defendant Providence Health Plan. (Attachments: # 1 Exhibit A, # 2 Exhibit B) Motions referred to Paul Kohler.(Tolk, Bentley) (Entered: 02/11/2021)
03/11/2021	I 10	Stipulated MOTION for Extension of Time to File Response/Reply as to 9 MOTION to Dismiss for Lack of Jurisdiction and Memorandum in Support MOTION to Change Venue and Memorandum

in Support filed by Plaintiffs K. B., R. C.. (Attachments: # [1](#) Text of Proposed Order Proposed Order) Motions referred to Paul Kohler.(King, Brian) (Entered: 03/11/2021)

03/12/2021	<a href="#"><u>11</u></a>	ORDER granting <a href="#">10</a> Motion for Extension of Time to File Response/Reply re <a href="#">9</a> MOTION to Dismiss for Lack of Jurisdiction MOTION to Change Venue: Response due by 3/18/2021. Signed by Magistrate Judge Paul Kohler on 3/12/21 (alt) (Entered: 03/12/2021)
03/25/2021	<a href="#"><u>12</u></a>	RESPONSE to Motion re <a href="#">9</a> MOTION to Dismiss for Lack of Jurisdiction MOTION to Change Venue filed by Plaintiffs K. B., R. C.. (King, Brian) (Entered: 03/25/2021)
04/08/2021	<a href="#"><u>13</u></a>	Stipulated MOTION to Change Venue filed by Plaintiffs K. B., R. C.. Motions referred to Paul Kohler.(King, Brian) (Entered: 04/08/2021)
04/12/2021	<a href="#"><u>14</u></a>	ORDER granting <a href="#">13</a> Motion to Change Venue: the action is transferred to USDC, District of Oregon. Signed by Judge David Nuffer on 4/12/21 (alt) (Entered: 04/12/2021)